

AMENDED IN ASSEMBLY APRIL 6, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2955

Introduced by Assembly Member Cogdill

February 24, 2006

An act to amend Sections 2818 and 40000.7 of the Vehicle Code, relating to public safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 2955, as amended, Cogdill. Public safety: *traversing traffic control devices: misdemeanor.*

(1) *Existing law prohibits the traversing of a flare pattern, cone pattern, or combination thereof, provided for the regulation of traffic, or where public safety personnel are engaged in traffic control or emergency scene management.*

This bill would expand the prohibition to include other traffic control devices.

This bill would make a violation of these prohibitions a misdemeanor.

By changing the definition of a crime, the bill would impose a state-mandated local program.

(2) *The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

This bill would provide that no reimbursement is required by this act for a specified reason.

~~Existing law establishes various measures to promote public safety.~~

~~This bill would express the intent of the Legislature to enact legislation that will protect the safety of Californians.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 2818 of the Vehicle Code is amended to*
2 *read:*
3 2818. (a) It is unlawful to traverse a flare pattern, cone
4 pattern, *other traffic control device*, or combination thereof,
5 provided for the regulation of traffic, or provided in any situation
6 where public safety personnel are engaged in traffic control or
7 emergency scene management.
8 (b) *A violation of subdivision (a) is a misdemeanor.*
9 *SEC. 2. Section 40000.7 of the Vehicle Code is amended to*
10 *read:*
11 40000.7. ~~(a)~~-A violation of any of the following provisions is
12 a misdemeanor, and not an infraction:
13 ~~(1)~~-
14 (a)Section 2416, relating to regulations for emergency
15 vehicles.
16 ~~(2)~~
17 (b) Section 2800, relating to failure to obey an officer's lawful
18 order or submit to a lawful inspection.
19 ~~(3)~~
20 (c) Section 2800.1, relating to fleeing from a peace officer.
21 ~~(4)~~
22 (d) Section 2801, relating to failure to obey a firefighter's
23 lawful order.
24 ~~(5)~~
25 (e) Section 2803, relating to unlawful vehicle or load.
26 ~~(6)~~
27 (f) Section 2813, relating to stopping for inspection.
28 (g) *Section 2818, relating to traversing a flare pattern, a cone*
29 *pattern, other traffic control device, or a combination thereof.*
30 ~~(7)~~
31 (h) Subdivisions (b), (c), and (d) of Section 4461 and
32 subdivisions (b) and (c) of Section 4463, relating to disabled

1 person placards and disabled person and disabled veteran license
2 plates.

3 ~~(8)~~

4 (i) Section 4462.5, relating to deceptive or false evidence of
5 vehicle registration.

6 ~~(9)~~

7 (j) Section 4463.5, relating to ~~deceptive~~ *decorative* or
8 facsimile license plates.

9 ~~(10) Section 5105.5, relating to environmental license plates.~~

10 ~~(11)~~

11 (k) Section 5500, relating to the surrender of registration
12 documents and license plates before dismantling may begin.

13 ~~(12)~~

14 (l) Section 5506, relating to the sale of a total loss salvage
15 vehicle, or of a vehicle reported for dismantling by a salvage
16 vehicle rebuilder.

17 ~~(13)~~

18 (m) Section 5753, relating to delivery of certificates of
19 ownership and registration when committed by a dealer or any
20 person while a dealer within the preceding 12 months.

21 ~~(14)~~

22 (n) Section 5901, relating to dealers and lessor-retailers giving
23 notice of transfer.

24 ~~(15) Section 5901.1, relating to lessors giving notice and~~
25 ~~failure to pay fee.~~

26 ~~(16)~~

27 (o) Section 8802, relating to the return of canceled, suspended,
28 or revoked certificates of ownership, registration cards, or license
29 plates, when committed by any person with intent to defraud.

30 ~~(17)~~

31 (p) Section 8803, relating to return of canceled, suspended, or
32 revoked documents and license plates of a dealer, manufacturer,
33 remanufacturer, transporter, dismantler, or ~~salesman~~ *salesperson*.

34 ~~(b) This section shall become operative on January 1, 2001.~~

35 *SEC. 3. No reimbursement is required by this act pursuant to*
36 *Section 6 of Article XIII B of the California Constitution because*
37 *the only costs that may be incurred by a local agency or school*
38 *district will be incurred because this act creates a new crime or*
39 *infraction, eliminates a crime or infraction, or changes the*
40 *penalty for a crime or infraction, within the meaning of Section*

1 *17556 of the Government Code, or changes the definition of a*
2 *crime within the meaning of Section 6 of Article XIII B of the*
3 *California Constitution.*

4 ~~SECTION 1. It is the intent of the Legislature to enact~~
5 ~~legislation that will protect the safety of Californians.~~